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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

RAQUIYAK-STACY SHARRIEF,

Plaintiff(s),

v.

GARY LOCKE, Secretary of the U.S.  
Department of Commerce,

Defendant(s).

2:11-CV-1016 JCM (CWH)

**ORDER**

Presently before the court are the report and recommendation of Magistrate Judge Hoffman. (Doc. # 8). *Pro se* plaintiff Raquiyak Stacy Sharrief sent a letter objecting to the recommendation. (Doc. # 9).

On November 11, 2011, the court granted plaintiff's application for leave to proceed *in forma pauperis* and dismissed her complaint without prejudice. (Doc. # 4). In its dismissal order, the court pointed out specific insufficiencies in the complaint and gave leave for plaintiff to file an amended complaint within thirty days. *Id.* The order also stated that a failure to file an amended complaint within that time period could result in the dismissal of this action. *Id.* Now, over two years later, plaintiff still has not filed an amended complaint. Accordingly, Magistrate Judge Hoffman recommended that the court dismiss this action pursuant to Federal Rules of Civil Procedure 16(f) and 37(b)(2)(A)(v). (Doc. # 8).

...

1 This court “may accept, reject, or modify, in whole or in part, the findings or  
 2 recommendations made by the magistrate.” 28 U.S.C. § 636(b)(1). Where a party timely objects to  
 3 a magistrate judge’s report and recommendation, then the court is required to “make a de novo  
 4 determination of those portions of the [report and recommendation] to which objection is made.”  
 5 28 U.S.C. § 636(b)(1). Where a party fails to object, however, the court is not required to conduct  
 6 “any review at all . . . of any issue that is not the subject of an objection.” *Thomas v. Arn*, 474 U.S.  
 7 140, 149 (1985).

8 In response to the report and recommendation, plaintiff sent a letter, addressed to Magistrate  
 9 Judge Ferenbach, stating:

10 I do, herein, most vociferously object to and adamantly protest  
 11 the innumerable hate-filled lies contained within Magistrate C.W.  
 12 Hoffman's neurotically crazed tirade and, also, his very juvenile  
 rantings and ravings!!

13 How, then, can you . . . . in anything resembling . . . . even  
 14 so much as a mere modicum of good conscience justify the  
 15 outrageous manifestation of abject evil epitomized, only, by true  
 16 lovers of satan and all of his mischievousness and mayhem [who  
 would, of course] knowingly wittingly and deliberately, most  
 flagrantly, ignore an obviously completely legitimate, both justly and  
 fairly executed case for a maliciously interminably two long  
 years????!!

17 (Doc. # 9).

18 The court is unable to determine any particular portion of the magistrate judge’s  
 19 recommendation that plaintiff objects to. However, upon reviewing the record in this case, the court  
 20 finds that dismissal is appropriate. Though dismissal for failure to obey a court order is a harsh  
 21 penalty only to be imposed in extreme circumstances, *Malone v. U.S. Postal Serv.*, 833 F.2d 128,  
 22 130 (9th Cir. 1987), over twenty-seven months have passed since the expiration of the deadline, and  
 23 plaintiff has made no attempt to file an amended complaint. Indeed, plaintiff’s objection to the report  
 24 and recommendation did not indicate that plaintiff has any intention to file an amended complaint.  
 25 Thus, the court finds that dismissal of this action is warranted.

26 Therefore, upon reviewing the report and the underlying documents, the court finds good  
 27 cause appears to ADOPT the magistrate judge’s findings in full.

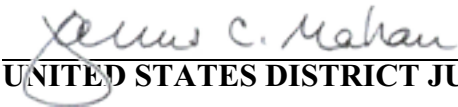
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Accordingly,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the report and recommendation of Magistrate Judge Hoffman (doc. # 8) are ADOPTED in their entirety.

IT IS FURTHER ORDERED that this case is DISMISSED WITH PREJUDICE. The clerk shall enter judgment accordingly and close the case.

DATED April 11, 2014.

  
UNITED STATES DISTRICT JUDGE